

# COMMITTEE REPORT

## MADAM PRESIDENT:

**The Senate Committee on Energy and Environmental Affairs, to which was referred Senate Bill No. 123, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:**

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT concerning environmental law.
- 3 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
- 4 "SECTION 1. [EFFECTIVE UPON PASSAGE] (a) For purposes
- 5 of this SECTION:
- 6 (1) "concentrated animal feeding operation" has the meaning
- 7 set forth in IC 13-11-2-38.3; and
- 8 (2) "confined feeding operation" has the meaning set forth in
- 9 IC 13-11-2-40.
- 10 (b) The environmental quality service council shall:
- 11 (1) study the differences between:
- 12 (A) rules governing confined animal feeding operations;
- 13 and
- 14 (B) rules governing confined feeding operations;
- 15 (2) study the statutes and rules that impose recordkeeping
- 16 requirements for confined animal feeding operations and
- 17 confined feeding operations;
- 18 (3) study the adequacy of current law to address issues
- 19 concerning confined animal feeding operations and confined
- 20 feeding operations, including:
- 21 (A) the qualifications of operators of confined animal

1           **feeding operations and confined feeding operations;**  
 2           **(B) the need to rapidly identify and address violations of**  
 3           **statutes and rules that govern confined animal feeding**  
 4           **operations and confined feeding operations;**  
 5           **(C) issues concerning the design and construction of**  
 6           **confined animal feeding operations and confined feeding**  
 7           **operations;**  
 8           **(D) the adequacy of the public notice to neighboring**  
 9           **property owners before construction of confined animal**  
 10          **feeding operations and confined feeding operations; and**  
 11          **(E) any other issue the environmental quality service**  
 12          **council considers appropriate; and**  
 13          **(4) submit its report and recommendations on the matters**  
 14          **described in subdivisions (1), (2), and (3) as part of the**  
 15          **council's final report.**  
 16          **(c) This SECTION expires January 1, 2006.**  
 17          **SECTION 2. An emergency is declared for this act."**  
 18          Delete page 2.  
           (Reference is to SB 123 as introduced.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 9, Nays 0.

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**Gard**

**Chairperson**